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Attorneys for Mark A. Huntley

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)	3:73-cv-00127-MMD-WGC
)	
Plaintiff,)	
)	MOTION FOR PERMISSION TO
WALKER RIVER PAIUTE TRIBE,)	FILE MARK A. HUNTLEY'S
)	ANSWER TO SECOND AMENDED
Plaintiff-Intervenor,)	COUNTERCLAIM OF THE
)	WALKER RIVER PAIUTE TRIBE
v.)	LATE
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	
)	
Defendants.)	

Woodburn and Wedge moves for permission to file Mark A. Huntley's Answer to Second Amended Counterclaim of the Walker River Paiute Tribe late. This motion is based upon the following facts:

1. The Stipulated Scheduling Order and Discovery Plan (ECF 2437) provides in paragraph 2 that after August 1, 2019, any party who has not answered may only do so upon leave of Court.

1 2. Mark A. Huntley's Answer to Second Amended Counterclaim of the United
2 States of America for Water Rights Asserted on Behalf of the Walker River Paiute Indian Tribe
3 was timely filed on August 1, 2019 as ECF Doc. No. 2530.

4 3. Through clerical error, Mark A. Huntley's Answer to Second Amended
5 Counterclaim of the Walker River Paiute Tribe, a copy of which is attached hereto as Exhibit
6 A, was inadvertently not filed at that time, and instead the Answer of Gary J. Garms, et al., to
7 that Counterclaim was filed twice as ECF 2511 and 2512.

8 4. Therefore, it is respectfully requested that the Court enter an Order authorizing
9 the late filing of Mark A. Huntley's Answer to Second Amended Counterclaim of the Walker
10 River Paiute Tribe.
11

12 Dated: August 2, 2019

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14 By: /s / Gordon H. DePaoli
15 Gordon H. DePaoli, NSB 195
16 Dale Ferguson, NSB 4986
17 Domenico R. DePaoli, NSB 11553
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CERTIFICATE OF SERVICE

I certify that I am an employee of Woodburn and Wedge and that on the 2nd day of August, 2019, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the parties of record.

/ s / Holly Dewar

Holly Dewar